

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
ARMANDO PONCE-SADORA, )  
 )  
Defendant. )

CASE NO. CR06-198 RSL

DETENTION ORDER

Offense charged:

Count I: Conspiracy to Distribute Cocaine, Heroin and Methamphetamine.

Date of Detention Hearing: June 26, 2006

The Court, having conducted a contested detention hearing pursuant to Title 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which the defendant can meet will reasonably assure the appearance of the defendant as required and the safety of any other person and the community. The Government was represented by Todd Greenberg. The defendant was represented by Bruce Erickson.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

(1) There is probable cause to believe the defendant committed the drug

1 offense. The maximum penalty is in excess of ten years. There is  
2 therefore a rebuttable presumption against the defendant's release based  
3 upon both dangerousness and flight risk, under Title 18 U.S.C. §  
4 3142(e).

5 (2) Nothing in this record satisfactorily rebuts the presumption against  
6 release for several reasons:

7 (a) The nature and circumstances of the offense charged, including  
8 whether the offense is a crime of violence or involves a narcotic  
9 drug. Here is a major drug conspiracy involving 25 charged  
10 individuals. His role is considered significant among the  
11 conspiracy's leaders. He has admitted his involvement, as well.

12 (b) The weight of the evidence. Through the use of electronically  
13 recorded telephone calls and surveillance, the defendant is  
14 implicated in numerous sales of controlled substances.

15 (c) The history and characteristics of the person. While the  
16 defendant is employable, he appears not to have a legitimate  
17 source of income currently, yet has unexplained wealth by his  
18 ownership of two homes.

19 (d) Risk of danger to the community. Relying upon the reasons set  
20 forth above, the defendant poses a risk of danger.

21 (3) Based upon the foregoing information, it appears that there is no  
22 condition or combination of conditions that would reasonably assure  
23 future Court appearances and/or the safety of other persons or the  
24 community.

25 **It is therefore ORDERED:**

26 (1) The defendant shall be detained pending trial and committed to the

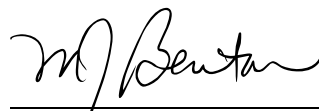
1 custody of the Attorney General for confinement in a correction facility  
2 separate, to the extent practicable, from persons awaiting or serving  
3 sentences or being held in custody pending appeal;

4 (2) The defendant shall be afforded reasonable opportunity for private  
5 consultation with counsel;

6 (3) On order of a court of the United States or on request of an attorney for  
7 the Government, the person in charge of the corrections facility in which  
8 the defendant is confined shall deliver the defendant to a United States  
9 Marshal for the purpose of an appearance in connection with a court  
10 proceeding; and

11 (4) The clerk shall direct copies of this order to counsel for the United  
12 States, to counsel for the defendant, to the United States Marshal, and to  
13 the United States Pretrial Services Officer.

14  
15 DATED this 28<sup>th</sup> day of June, 2006.

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19 MONICA J. BENTON  
20 United States Magistrate Judge  
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